

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

DANIEL W. RUDD,

Plaintiff,

v.

CITY OF NORTON SHORES,
MAYOR GARY NELUND, MARK MEYERS,
DANIEL SHAW, MATTHEW RHYNDRESS,
MICHAEL WASILEWSKI, JON GALE,
CHRIS MCINTIRE, MELISSA MEYERS,
MICHELLE MCLEAN, JOEL BAAR,
BOLHOUSE, BAAR & HOFSTEE PC.,
WILLIAM HUGHES PLLC, DOUGLAS
HUGHES,

Defendants.

Case No. 1:18-cv-124

HON. GORDON J. QUIST/KENT
MAG. JUDGE RAY KENT

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DEFENDANTS THE CITY OF NORTON SHORES, MAYOR GARY NELUND,
POLICE CHIEF DANIEL SHAW, SERGEANT MATTHEW RHYNDRESS,
OFFICER MICHAEL WASILEWSKI, MARK MEYERS,
ATTORNEY DOUGLAS HUGHES, AND WILLIAM HUGHES, PLLC'S
MOTION FOR JUDGMENT ON THE PLEADINGS

NOW COME defendants, City of Norton Shores, Mayor Gary Neuland, Police Chief Daniel Shaw, Sgt. Matthew Rhyndress, Officer Michael Wasilewski, Douglas Hughes and William Hughes, PLLC (“Norton Shores Defendants”) by and through their attorneys, Plunkett Cooney, hereby move for dismissal of plaintiff’s complaint pursuant to Fed R Civ P12(C). In support of their motion, Norton Shores defendants state as follows:

1. The plaintiff filed his complaint in this court in February 2018.
2. The plaintiff’s complaint is based upon wholly conclusory allegations, without actual support, of some type of conspiracy to violate his constitutional rights, and to commit various state torts.
3. That this court has granted motion to dismiss filed by co-defendant Chris McIntire.
4. That for the reasons set forth in Norton Shores defendants’ brief in support of motion for judgment on pleadings, this court must grant defendants’ motion, and dismiss plaintiff’s complaint with prejudice.

WHEREFORE, Norton Shores defendants respectfully requests that this court grant their motion for judgment on pleadings, and dismiss plaintiff’s complaint with prejudice.

Respectfully submitted,

DATED: September 11, 2018

PLUNKETT COONEY

BY: /s/Robert A. Callahan

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Attorneys for Defendants

City of Norton Shores, Mayor Nelund,

Police Chief Shaw, Sgt. Rhyndress,

Officer Wasilewski, Mark Meyers,

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